



**UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
CIBOLA NATIONAL FOREST**

POSSESSION OF ALCOHOLIC BEVERAGES

PROHIBITIONS

Pursuant to 16 USC 551 and 36 CFR 261.50(a) and (b), the following acts are prohibited within the area, roads, and trails described in this Order and as depicted on the attached map hereby incorporated into this Order as Exhibit A, within the Cibola National Forest, New Mexico, Texas and Oklahoma.

1. Possessing a beverage which is defined as an alcoholic beverage by state law.
36 C.F.R. § 261.58(bb)

EXEMPTIONS

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this order:

1. Persons 21 years of age or older and not otherwise under any legal restriction against possession of alcoholic beverages.

AREA DESCRIBED

All areas, roads, and trails within the boundaries of the Cibola National Forest.

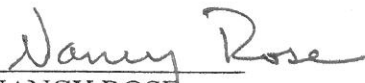
PURPOSE

The purpose of this Order is to comply with State Law and to restrict underage consumption of alcoholic beverages in order to provide for public health and safety.

IMPLEMENTATION

1. This Order will be in effect when signed and shall remain in effect until rescinded or until December 31, 2012, whichever event occurs first.
2. Any violation of this prohibition is punishable as a Class B misdemeanor by a fine of not more than \$5,000.00 for individuals and \$10,000.00 for organizations or by imprisonment for not more than six (6) months, or both. [Title 16 USC 551, Title 18 USC 3559, 3571, and 3581]
3. This Order supersedes, rescinds, and replaces any previous orders prohibiting the same acts covered by the Order.

Done at Albuquerque, New Mexico, this 3rd day of February, 2011.


NANCY ROSE
Forest Supervisor
Cibola National Forest

Assessment of Need (Justification) and Enforcement Plan

1. Background. To comply with State Law prohibiting the consumption of alcoholic beverages by persons under the age of 21. (See Special Area Closure map attached to Order # 03-0365). An order is needed to be able to cite persons unwilling to comply with the Order.

2. Intent of Subpart B order. This order is written to comply with State Law and provide for public health and safety due to the effects of underage alcoholic consumption on the Cibola National Forest.

3. Enforcement Plan. The following activities will occur in order to implement this special order in a manner that results in public acceptance and safety:

| <u>Action</u> | <u>Responsible Official</u> | <u>Date</u> |
|---|--|-------------|
| Prepare proposed order | Responsible Staff, Sandia Ranger District, Cibola National Forest | 1/11/11 |
| Review proposed order (Law Enforcement) | Aban Lucero, Patrol Captain, Southwest Region, USFS | 1/12/11 |
| Approve proposed order | Nancy Rose, Forest Supervisor, Cibola National Forest | 2/3/11 |
| Post order in accordance with 36 CFR 261.51 | Volunteers, Forest Service LEOs and FPOs, and all available staffs | |

Prepare news release for local media describing the PAO
order and management objectives/post to
website/notify COIDC/copy to each
receptionist/frontliners

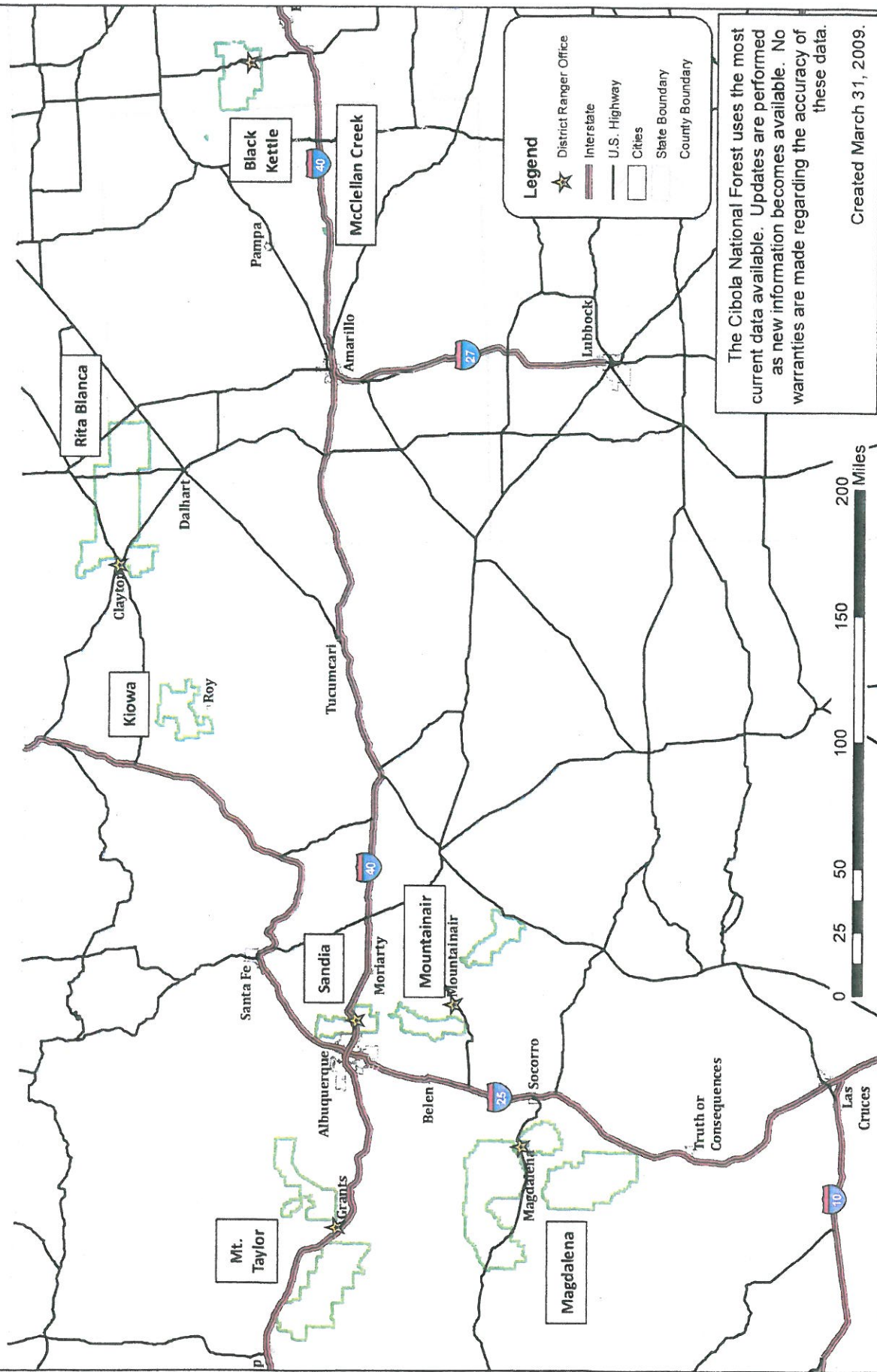
Notices will be used at trailheads and access points
advising of the closure for implementation.

Appropriate Staff
Law Enforcement Officers
Forest Protection Officers
Cibola National Forest
employees
Volunteers

Enforcement Plan approved for implementation:

Nancy Rose
FOREST SUPERVISOR

2/3/2011
DATE



The Cibola National Forest uses the most current data available. Updates are performed as new information becomes available. No warranties are made regarding the accuracy of these data.

Created March 31, 2009.